
HOUSE BILL No. 1322

DIGEST OF INTRODUCED BILL

Citations Affected: IC 14-8-2; IC 14-11-1-8.

Synopsis: Mineral extraction. Requires approval from the general assembly before the department of natural resources may sell, lease, exchange, or transfer property or an interest in a property to another person for the purpose of allowing the extraction of geological material.

Effective: July 1, 2007.

Crooks

January 16, 2007, read first time and referred to Committee on Natural Resources.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1322

A BILL FOR AN ACT to amend the Indiana Code concerning natural and cultural resources.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 14-8-2-112.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2007]: **Sec. 112.5. "Geological material", for**
4 **purposes of IC 14-11-1-8, has the meaning set forth in**
5 **IC 14-11-1-8(a).**

6 SECTION 2. IC 14-8-2-219 IS AMENDED TO READ AS
7 FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 219. "Property" has the
8 following meaning:

9 (1) **For purposes of IC 14-11-1-8, the meaning set forth in**
10 **IC 14-11-1-8(b).**

11 (1) (2) For purposes of IC 14-12-2 and IC 14-21-3, the meaning
12 set forth in IC 14-12-2-6.

13 (2) (3) For purposes of IC 14-18-8, the meaning set forth in
14 IC 14-18-8-1.

15 SECTION 3. IC 14-11-1-8 IS ADDED TO THE INDIANA CODE
16 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
17 1, 2007]: **Sec. 8. (a) As used in this section, "geological material"**



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1 means organic and inorganic minerals that are located on the
2 ground surface, below ground level, or under water, including coal,
3 shale, oil shale, peat, sand, gravel, clay, limestone, dolomite,
4 anhydrite, and gypsum. The term does not include oil or natural
5 gas.

6 (b) As used in this section, "property" means real property that
7 is:

- 8 (1) owned by the state; and
9 (2) held or managed by the department.

10 (c) The department may not sell, lease, exchange, or transfer:

- 11 (1) any property; or
12 (2) any interest in a property;

13 to another person for the purpose of allowing the extraction of
14 geological material from the property unless the sale, lease,
15 exchange, or transfer has been approved by the general assembly.

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